

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: K. YAMAGA, et al.
Application No.: 10/785,988
Filed: FEBRUARY 26, 2004
For: FUEL CELL AND SEPARATOR STRUCTURE USED THEREIN
Group AU: 1745
Examiner: Gregg Cantelmo
Confirm. No.: 2657

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR 1.97 AND 1.98**

Mail Stop: AMEND – NO FEE

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

September 5, 2007

Sir:

Pursuant to Applicants' duty of disclosure, enclosed please find a copy of a Japanese patent document cited in an Official Action issued on June 5, 2007, in connection with the basic Japanese application. Also enclosed is an English-language abstract of the enclosed Japanese patent document, and a Form PTO/SB/08A, listing the enclosed document.

This Information Disclosure Statement is being submitted subsequent to issuance of a first Office Action on the merits in the above-identified application; and in an application which is not under final rejection, in which a Notice of Allowance has not been issued, and in which no other action closing prosecution on the merits has been issued. For satisfying requirements of 37 CFR 1.97(c), the following Statement is made under 37 CFR 1.97(e):

Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three

months prior to the filing of this Information
Disclosure Statement.

While the enclosed document, cited in the above-mentioned Official Action issued June 5, 2007, is not in English, it is respectfully submitted that requirements of 37 CFR 1.98(a)(3) are satisfied by the enclosed English-language abstract thereof.

In view of the foregoing, it is respectfully submitted that all applicable requirements of 37 CFR 1.97 and 1.98 have been satisfied, in connection with the enclosed document, listed on the enclosed Form. Accordingly, consideration of the listed document, upon further examination of the above-identified application, is respectfully requested.

Please charge any shortage of fees due in connection with the filing of this paper to the Deposit Account of Antonelli, Terry, Stout & Kraus, LLP, Deposit Account No. 01-2135 (case No. 500.43536X00), or credit any excess fees paid to such Deposit Account.

Respectfully submitted,

ANTONELLI, TERRY, STOUT & KRAUS, LLP

By /William I. Solomon/
William I. Solomon
Registration No. 28,565

WIS/ksh
1300 N. Seventeenth Street
Suite 1800
Arlington, Virginia 22209
Tel: 703-312-6600
Fax: 703-312-6666